Alley Enforcement for Encampments

I. Sitting, Lying, Sleeping in alley

If the individual is sitting, sleeping, or lying in alley, then LAMC 41.18(d) applies:

41.18(d) (Amended by Ord. No. 137,269, Eff. 10/21/68.) No person shall sit, lie or sleep in or upon any street, sidewalk or other public way.

(note that under LAMC 11.01(a), street includes alley)

LAMC 11.01(a) “Street” shall include all streets, highways, avenues lanes, alleys, courts places, squares, curbs or other public ways in this City which have been or may hereafter he dedicated and open to public use, or such other public property so designated in any law of this State.

II. Standing in an alley

If the individual is standing, then CVC 21954 applies:

§ 21954. Pedestrians outside crosswalks

(a) Every pedestrian upon a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway so near as to constitute an immediate hazard.

According to manager David Gutierrez (323_633-1940, the alley is open to vehicular traffic. There the alley includes a “roadway” based on CVC 530 and 360 and pedestrians

CVC 530: A “roadway” is that portion of a highway improved, designed, or ordinarily used for vehicular travel.

CVC 360 “Highway” is a way or place of whatever nature, publicly maintained and open to the use of the public for purposes of vehicular travel. Highway includes street.